

transmitted evidence, all of which is believed
to be more than sufficient to present a
fact situation for the jury.

Respectfully,

— Blair E. Brown
Attorney for Defendant

APPENDIX

"The terms "safe" and "safety" as applied to any employment or a place of employment, shall mean such freedom from danger to the life, health, safety or welfare of employees or frequenters as the nature of the employment will reasonably permit, including requirements as to the hours of labor with relation to the health and welfare of employees."

103 - Ohio Laws, p. 98, Section 13

"Places of employment must be safe and provided with safety devices. No employer shall require, permit or suffer any employee to go or be in any employment or place of employment which is not safe, and no such employer shall fail to furnish, provide and use safety devices and safeguards, or fail to obey and follow orders or to adopt and use methods and processes reasonably adequate to render such employment and place of employment safe, and no employer shall fail or neglect to do every other thing reasonably necessary to protect the life, health, safety and welfare of such employees or frequenters; and no such employer or other person shall hereafter construct or occupy or maintain any place of employment that is not safe." 103 Ohio Laws, p.99, Section 16.

- Ohio Industrial Act, Section 16.

"Laws may be passed fixing and regulating hours of labor, establishing a minimum wage and providing for the comfort, health, safety and general welfare of all employees; and no other provision of the constitution shall impair or limit this power."

- Section 34, Article II Ohio Constitution.